

NOTICE OF FILING

Details of Filing

Document Lodged:	Statement of Agreed Facts
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File Title:	BERNARD CHARLIE & ORS ON BEHALF OF THE GUDANG YADHAYKENU PEOPLE SEA CLAIM AND STATE MINISTER FOR THE STATE OF QUEENSLAND & ANOR
Registry:	QUEENSLAND REGISTRY - FEDERAL COURT OF AUSTRALIA



Sia Lagos

Registrar

Important Information

This Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date of the filing of the document is determined pursuant to the Court's Rules.

No. QUD 356 of 2025

No. QUD 357 of 2025

Federal Court of Australia
 Queensland District Registry
 General Division

CHARLES WOOSUP & ORS ON BEHALF OF THE ANKAMUTHI PEOPLE SEA CLAIM

Applicant

BERNARD CHARLIE & ORS ON BEHALF OF THE GUDANG YADHAYKENU PEOPLE SEA CLAIM

Applicant

STATE MINISTER FOR THE STATE OF QUEENSLAND and others

Respondents

STATEMENT OF AGREED FACTS

1. Pursuant to Order 22 of the Orders of Chief Justice Mortimer on 3 June 2026, the Active Parties to the Separate Questions hearing file this statement of agreed facts.
2. This statement of agreed facts utilises the following definitions:

Active Parties has the same meaning as in the Court's Orders as made on 3 June 2026.

Ankamuthi Applicant means the applicant in the Ankamuthi Claim.

Ankamuthi Claim means the Ankamuthi People Sea Claim (Federal Court proceeding no. QUD 356/2025)

Ankamuthi People means the members of the native title claim group on whose behalf the Ankamuthi Claim is made.

GY Applicant means the applicant in the GY Claim.

Filed on behalf of (name & role of party)	Applicant
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GY Claim means the Gudang Yadhaykenu People Sea Claim (Federal Court proceeding no. QUD 357/2025).

Gudang Yadhaykenu People means the members of the native title claim group on whose behalf the GY Claim is made.

Overlap Area means the land and waters covered by the Ankamuthi Claim and the GY Claim.

Sovereignty

3. The date of **sovereignty** for the Overlap Area was 1788.
4. Significant European presence on the mainland immediately adjacent to the Overlap Area did not occur until after the establishment of a government settlement at Somerset in 1863, such that the date of **effective sovereignty** for the Overlap Area is the mid-to-late 1860s.

Surrounding Determinations

5. The Overlap Area is surrounded on all sides by land and waters which are the subject of the following positive determinations of native title:
 - a) **Ross** on behalf of the Cape York United #1 Claim Group v State of Queensland (No.40) [2026] FCA 980;
 - b) **David** on behalf of the Torres Strait Regional Seas Claim v State of Queensland [2022] FCA 1430;
 - c) **Woosup** on behalf of the Northern Cape York Group #1 v State of Queensland (No 3) [2014] FCA 1148 (**Woosup 1**); and
 - d) **Anderson** on behalf of the Northern Cape York #3 Native Title Claim Group v State of Queensland [2017] FCA 830.

Ankamuthi People

6. The Ankamuthi People are those Aboriginal persons who are descendants by birth, or adoption, in accordance with the traditional laws acknowledged and the traditional customs observed by the Ankamuthi People, from one or more of the following apical ancestors:
 - a) Woobumu and Inmare;
 - b) Bullock (father of Mamoose Pitt, husband of Rosie/Lena Braidley);
 - c) Charlie Mamoose (father of Silas, Larry, Johnny and Harry Mamoose);
 - d) Charlie Seven River;
 - e) Toby Seven River (father of Jack Toby);
 - f) Asai Charlie;
 - g) Sam and Nellie (parents of George Stephen);
 - h) Mammus/Mamoos/Mark/Mamoose plus his siblings Peter and Elizabeth;

- i) Charlie Maganu (husband of Sarah McDonnell); or
 - j) Polly (wife of Wautaba Charlie Ropeyarn).
7. The Ankamuthi People are a group or part of a group who holds native title rights and interests in the land and waters described in the determinations in *David, Woosup 1*, and *Anderson and Woosup on behalf of the Ankamuthi People #2 v State of Queensland* [2017] FCA 832.

Gudang Yadhaykenu People

8. The Gudang Yadhaykenu People are those Aboriginal persons who are descendants by birth, or adoption, in accordance with the traditional laws acknowledged and the traditional customs observed by the Gudang Yadhaykenu People, from one or more of the following apical ancestors:
- a) Wymarra (Wymara Outaiakindi);
 - b) Tchiako (aka Chaiku/Chakoo) & Baki (siblings);
 - c) Peter Padhing Pablo;
 - d) Mathew Charlie Gelapa;
 - e) Annie Blanco;
 - f) Ila-Ela;
 - g) Woonduinagrun & Tariba (parents of Tom Redhead);
 - h) Charlotte (spouse of Billy Doyle and Wilson Ware);
 - i) Pijame and Daudi (sisters);
 - j) Mother of Thompson Olwinjinkwi; or
 - k) Nara Jira Para.
9. The Gudang Yadhaykenu People are a group or part of a group who holds native title rights and interests in the land and waters described in the determinations in *David, Ross, Anderson, Woosup 1* and *Ross on behalf of the Cape York United #1 Claim Group v State of Queensland (No 12) (Gudang Yadhaykenu determination)* [2022] FCA 1177.

Regional Society

10. The Ankamuthi People and the Gudang Yadhaykenu People are members of a regional society.

The Overlap Area

11. Prior to and at sovereignty, and also at effective sovereignty, the Overlap Area was occupied and used by Aboriginal people.
12. Those Aboriginal people accessed and used all parts of the Overlap Area, the manner of access and use being subject to seasonal variation.

13. The occupation and use of the Overlap Area was done as of right under a body of laws acknowledged and customs observed by those Aboriginal people.
14. Under that body of laws and customs, the Aboriginal people who occupied and used the Overlap Area at sovereignty, and at effective sovereignty, possessed rights and interests in relation to and had a connection with the lands and waters of the Overlap Area.
15. The Aboriginal people who occupied and used the Overlap Area at sovereignty, and at effective sovereignty, were members of a regional society whose members acknowledged and observed the same body of laws and customs relating to rights and interests in the lands and waters of the Overlap Area.



HWLE Lawyers

Solicitor for the Applicant to the Ankamuthi People Sea Claim native title claimant application
QUD356/2025



K Snape

For CE Christensen, Crown Solicitor

Solicitor for the First Respondent, State Minister for the State of Queensland

Date: 7/9/2026



Arma Legal

Solicitor for the Applicant to the Gudang Yadhaykenu People Sea Claim native title claimant
application QUD357/2025